

course and any other information required by the Division regarding the individual's attendance at the course, including exam results, if any.

208.11.3 Course providers shall require that a student registered for a distance education course completes the course within one year of the date the student originally registered for the course.

208.11.4 Material Changes in Courses Certified for Continuing Education Purposes. Whenever there is a material change in a certified continuing education course, including a change in curriculum, course length, instructor, or refund policy, the provider shall promptly notify the Division in writing.

208.11.5 Course Evaluation Forms. At the end of each course, course providers shall require that each student complete a standard evaluation form provided by the Division. The forms shall be collected at the end of the class, sealed in an envelope, and mailed by the course provider to the Division within 10 days of the last class.

R162-208-12. Continuing Education Course Certification and Renewal.

208.12 All course certifications shall expire two years after their issuance.

208.12.1 Application for renewal of a continuing education course certification shall be made on the form required by the Division and shall include the non-refundable renewal fee.

208.12.1.1 If the certification of a continuing education course is not renewed within ~~three~~ six months after its expiration date, the course provider will be required to apply for a new certification for the course.

208.12.2 After a course has been renewed three times, the course provider will be required to apply for a new certification.

~~R162-208-14. Individual Application for Continuing Education Credit.~~

~~208.14 A licensee may apply for continuing education credit for any non-certified continuing education course if the licensee believes the course will improve his ability to better protect or serve the public, provided the course was taken from a nationwide education provider. The subject matter of the course may not relate exclusively to the practice of the residential mortgage business in a state other than the State of Utah.~~

~~R162-208-14.5 Limitation on Multiple Use of Credit Hours.~~

~~208.14.5 A mortgage licensee who is also licensed by the Division as a real estate broker, real estate sales agent, or real estate appraiser may not receive credit toward renewal of a mortgage license for continuing education hours that have already been used toward renewal of a real estate broker, real estate sales agent, or real estate appraiser license.~~

KEY: residential mortgage loan origination

Date of Enactment or Last Substantive Amendment: ~~October 24, 2006~~ 2007

Authorizing, and Implemented or Interpreted Law: 61-2c-103(3); 61-2c-104(7)(d)(ii)

Environmental Quality, Air Quality **R307-110-20** Section XII, Involvement

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 29514

FILED: 02/14/2007, 08:04

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The purpose of this amendment is to update Section XII of the Utah State Implementation Plan (SIP) to meet the federal transportation conformity consultation requirements found under 42 U.S.C. 7506 and 40 CFR Part 51.390. This amendment documents Utah's current transportation conformity consultation process so it meets the federal requirements. This amendment replaces the current Section R307-110-20 that incorporates by reference a new Section XII, Transportation Conformity Consultation, of the SIP.

SUMMARY OF THE RULE OR CHANGE: The purpose of this amendment is to update Section XII of the Utah SIP to meet the current federal transportation conformity consultation requirements found under 42 U.S.C. 7506 and 40 CFR Part 51.390. These federal provisions require states to develop, as part of the SIP, documentation of the transportation conformity consultation process. This amendment documents Utah's current transportation conformity consultation process so it meets the federal requirements. This amendment replaces the current Section R307-110-20 that incorporates by reference a new Section XII, Transportation Conformity Consultation, of the SIP. The new Section XII outlines the procedures to be followed to address transportation-related issues during SIP development. It also outlines the procedures to be followed in development of conformity determinations on transportation plans, programs, and projects. There are two key elements to the transportation conformity consultation process. The first is involvement of the transportation planning agencies in the development of a SIP for the various criteria pollutants, and the development of the mobile source emissions budget established in that SIP. The second is the conformity demonstration that describes how the projected mobile source emissions from a transportation plan or program will conform to the mobile source budgets established in the SIP. Additionally, a conformity demonstration ensures that transportation control measures specified in a SIP are implemented in a timely fashion. If an agency cannot demonstrate conformity with the SIP, then the affected agencies need to work together to change the Regional Transportation Plan, Transportation Improvement Program, or the SIP.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Subsection 19-2-104(3)(e)

THIS RULE OR CHANGE INCORPORATES BY REFERENCE THE FOLLOWING MATERIAL: State Implementation Plan Section XII, Transportation Conformity Consultation, May 2, 2007

ANTICIPATED COST OR SAVINGS TO:

❖ **THE STATE BUDGET:** There is no change in costs for state government, because the new Section XII is documenting the current transportation conformity consultation process.

❖ LOCAL GOVERNMENTS: There is no change in costs for local governments, because the new Section XII is documenting the current transportation conformity consultation process.

❖ OTHER PERSONS: There is no change in costs for other persons, because the new Section XII is documenting the current transportation conformity consultation process.

COMPLIANCE COSTS FOR AFFECTED PERSONS: There is no change in costs for affected persons, because the new Section XII is documenting the current transportation conformity consultation process.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: No change in costs is expected for businesses, because the new Section XII is documenting the current transportation conformity consultation process.
Dianne R. Nielson, Executive Director

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

ENVIRONMENTAL QUALITY

AIR QUALITY

150 N 1950 W

SALT LAKE CITY UT 84116-3085, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Mat E. Carlile at the above address, by phone at 801-536-4136, by FAX at 801-536-0085, or by Internet E-mail at MCARLILE@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 04/02/2007

INTERESTED PERSONS MAY ATTEND A PUBLIC HEARING REGARDING THIS RULE: 3/15/2007 at 2:30 PM, DEQ Building, 168 N 1950 W, Room 201, Salt Lake City, UT.

THIS RULE MAY BECOME EFFECTIVE ON: 04/10/2007

AUTHORIZED BY: M. Cheryl Heying, Planning Branch Manager

R307. Environmental Quality, Air Quality.

R307-110. General Requirements: State Implementation Plan.

R307-110-20. Section XII, ~~Involvement~~Transportation Conformity Consultation.

The Utah State Implementation Plan, Section XII, ~~Involvement~~Transportation Conformity, as most recently amended by the Utah Air Quality Board on ~~December 18, 1992~~May 2, 2007, pursuant to 19-2-104, is hereby incorporated by reference and made a part of these rules.

KEY: air pollution, PM10, PM2.5, ozone

Date of Enactment or Last Substantive Amendment: ~~June 16, 2006~~2007

Notice of Continuation: June 16, 2006

Authorizing, and Implemented or Interpreted Law: 19-2-104(3)(e)

**Health, Health Systems Improvement,
Licensing**

R432-100-33

General Hospital Standards

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE No.: 29525

FILED: 02/16/2007, 15:03

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: Changes made in January 2007 to federal regulations for hospitals enacted a new and much more restrictive time frame in which to authenticate verbal orders from practitioners. The federal regulation changed the time frame from what was set by hospital policy to 48 hours. However, the federal law allows states to set a different time requirement that is longer than 48 hours. Utah hospital rules currently permit authentication as per the hospital's policy, but require that all records be finalized within 30 days after the patient's discharge. In practice, hospitals in Utah have therefore authenticated all orders, including verbal orders, within the 30-day post-discharge time frame. The current rule does not meet the federal opt out provision because it does not specifically state that authentication of verbal orders must be made within 30 days post-discharge. Utah hospitals are now suddenly faced with a much more restrictive time frame, for which they are not staffed nor equipped to meet immediately. Changing this state rule would allow them to continue to meet the standards they have used for years.

SUMMARY OF THE RULE OR CHANGE: This rule amendment will add a requirement that requires hospitals to authenticate verbal orders within 30 days of patient discharge. The current rule allows for authentication of verbal orders to be done by hospital policy.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Title 26, Chapter 21

ANTICIPATED COST OR SAVINGS TO:

❖ THE STATE BUDGET: There are no anticipated costs to the state budget. This rule only affects hospitals and will not create any enforcement duties.

❖ LOCAL GOVERNMENTS: There are no anticipated costs to any local government. This rule only affects hospitals. Hospitals operated by local government will be saved the expense of complying with the more restrictive federal rule.